

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE DEPARTMENT OF COMMERCE

In the Matter of JMIC Insurance Company

PREHEARING ORDER

A prehearing conference was held on June 19, 2002, at the Office of Administrative Hearings, 100 Washington Avenue South, Suite 1700, Minneapolis, MN 55401. Michael J. Tostengard, Assistant Attorney General, 445 Minnesota St., Suite 1400, St. Paul, MN 55101-2131, appeared on behalf of the Department of Commerce. Mary R. Vasaly, Maslon, Edelman, Borman & Brand, 90 South Seventh St., Suite 3300, Minneapolis, MN 55402-4140 appeared on behalf of JMIC Life Insurance Company.

IT IS HEREBY ORDERED:

1. By **December 3, 2002** the parties shall identify persons expected to be called as expert witnesses and shall file a statement describing the subject matter of expected expert testimony, the substance of the facts and opinions to which the expert is expected to testify, and provide a summary of the grounds for each opinion, any report prepared by the expert for this matter, and a curriculum vitae for the expert.
2. Discovery shall be completed by **December 20, 2002**.
3. Any dispositive or partially dispositive motions shall be served by **January 17, 2003** and the responding party shall have ten working days to respond.
4. This matter is scheduled for hearing on **April 8, 2003**, commencing at **9:30 a.m.** at the Office of Administrative Hearings, 100 Washington Avenue South, Suite 1700, Minneapolis, MN 55401. The hearing will continue on April 9, 2003, if necessary.
5. The parties shall exchange proposed written exhibits and witness lists and file an index of exhibits and a copy of the witness list with this office by **April 1, 2003**. To the extent possible, the parties shall enter into prehearing stipulations regarding the facts involved in the hearing and foundation for anticipated exhibits. Any party objecting to foundation for any written exhibit must notify the offering party and judge in writing at least two working days prior to the hearing or the foundation objection is waived.
6. In the event that either side requests a court reporter, notice shall be given to the Office of Administrative Hearings no later than **April 1, 2003**.
7. Requests for subpoenas for the attendance of witnesses or the production of documents shall be made in writing to the administrative law judge pursuant to Minn. R.

1400.7000. A copy of the subpoena request shall be served on the other parties. A subpoena request form is available at www.oah.state.mn.us.

8. The parties have not requested accommodation for a disability or appointment of an interpreter. The Office of Administrative Hearings shall be notified promptly if either an accommodation or interpreter is needed.

9. This case may be appropriate for mediation. The parties are encouraged to promptly consider requesting the Chief Administrative Law Judge to assign a mediator so that mediation can be scheduled promptly.

Dated this 19th day of June 2002.

S/ Beverly Jones Heydinger
BEVERLY JONES HEYDINGER
Administrative Law Judge